

**BIRCH STEWART, KOLASCH & BIRCH, LLP**

**INTELLECTUAL PROPERTY LAW**  
**8110 GATEHOUSE ROAD**  
**SUITE 500 EAST**  
**FALLS CHURCH, VA 22042-1210**  
**USA**

(703) 205-8000

FAX: (703) 205-8050  
(703) 698-8590 (G IV)

e-mail: mailroom@bskb.com  
web: http://www.bskb.com

**CALIFORNIA OFFICE**  
**COSTA MESA, CALIFORNIA**

SCOTT L. LOWE  
PAUL C. LEWIS  
RICHARD J. GALLAGHER  
JAYNE M. SAYDAH\*  
MARYANNE ARMSTRONG, PH.D.  
KECIA J. REYNOLDS  
ROBERT L. SCOTT, II  
KALPANA REDDY  
MARK E. OLDS  
ESTHER H. CHONG  
CATHERINE M. VOISINET  
EUGENE T. PEREZ

REG. PATENT AGENTS:  
FREDERICK R. HANDREN  
MAKI HATSUMI  
CRAIG A. McROBBIE  
GARTH M. DAHLEN, PH.D.  
ROBERT E. GOOZNER, PH.D.  
KRISTI L. RUPERT, PH.D.  
MATTHEW T. SHANLEY  
SUSAN W. GORMAN, PH.D.  
DAVID J. CHO  
ROBERT W. DOWNS

IRRELL C. BIRCH  
RAYMOND C. STEWART  
JOSEPH A. KOLASCH  
JAMES M. SLATTERY  
BERNARD L. SWEENEY\*  
MICHAEL K. MUTTER  
CHARLES GORENSTEIN  
GERALD M. MURPHY, JR.  
LEONARD R. SVENSSON  
ANDREW D. MEIKLE  
MARC S. WEINER  
JOE MCKINNEY MUNCY  
ROBERT J. KENNEY  
JOHN W. BAILEY  
MARK J. NUELLE, PH.D.  
JAMES T. ELLER, JR.  
D. RICHARD ANDERSON

OF COUNSEL:  
HERBERT M. BIRCH (1905-1996)  
ELLIOT A. GOLDBERG\*  
WILLIAM L. GATES\*  
EDWARD H. VALANCE  
RUPERT J. BRADY (RET.)\*  
F. PRINCE BUTLER  
FRED S. WHISENHUNT  
JAMES W. HELLWEGE

\*ADMITTED TO A BAR OTHER THAN VA.

Date: February 28, 2002

Docket No.: 0369-0208P

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

This is a Request for filing a ☐ continuation ☒ divisional  
☐ continuation-in-part application under 37 C.F.R. § 1.53(b) of  
pending prior Application No. 09/392,240 filed on September 8,  
1999, the entire contents of which are hereby incorporated by  
reference,  
by

Shinichirou KASHIWAGI, Naoki MORIMURA, Kazutoshi TODA, Tadashi  
MITARAI and Nobuyoshi MURAKAMI

for

BEARING DEVICE

1. ☒ Enclosed is an application consisting of specification,  
claims, declaration and drawings/photographs (if  
applicable).
2. ☒ The filing fee has been calculated as follows:

|   |                 |                 | LARGE ENTITY  | SMALL ENTITY  |
|---|-----------------|-----------------|---------------|---------------|
|   | BASIC FEE       |                 | \$740.00      | \$370.00      |
|   | NUMBER<br>FILED | NUMBER<br>EXTRA | RATE      FEE | RATE      FEE |
| TOTAL<br>CLAIMS   | 4-20 =          | 0               | x 18 = \$0.00 | x 9 = \$0.00  |
| INDEPENDENT<br>CLAIMS   | 3-3 =           | 0               | x 84 = \$0.00 | x 42 = \$0.00 |
| <input type="checkbox"/> MULTIPLE DEPENDENT<br>CLAIMS PRESENTED |                 |                 | + \$280.00    | + \$140.00    |
| TOTAL   |                 |                 | \$740.00      | \$0.00        |

3. ☒ A check in the amount of \$740.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. Amend the specification by inserting before the first line thereof the following:
- a. ☒ --This application is a ☐ continuation ☒ divisional ☐ continuation-in-part of co-pending Application No. 09/392,240, filed on September 8, 1999, the entire contents of which are hereby incorporated by reference and for which priority is claimed under 35 U.S.C. § 120; and this application claims priority of Application No. P10-258806 filed in JAPAN on 09/11/98 and P10-258807 filed in JAPAN on 09/11/98 under 35 U.S.C. § 119.--
- b. ☐ --This application is a ☐ continuation ☐ divisional ☐ continuation-in-part of co-pending Application No. 09/392,240, filed on September 8, 1999 and for which priority is claimed under 35 U.S.C. § 120. Application No. 09/392,240 is the national phase of PCT International Application No. PCT/\_\_\_\_\_/\_\_\_\_\_, filed on \_\_\_\_\_ under 35 U.S.C. § 371. The entire contents of each of the above-identified applications are hereby incorporated by reference. This application also claims priority of Application No. \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ under 35 U.S.C. § 119.--

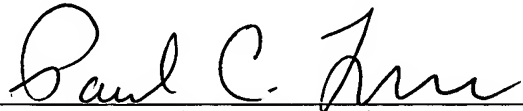
6. ☒ Enclosed is/are seventeen (17) sheet(s) of formal drawings and/or photographs.
- 7a. ☐ A statement claiming small entity status was filed in prior Application No. 09/392,240 on \_\_\_\_\_. See the attached copy of the statement claiming small entity status.
- 7b. ☐ The current application qualifies for small entity status.
8. ☒ The prior application is assigned to Koyo Seiko Co., Ltd.
9. ☒ A Preliminary Amendment is enclosed.
- 10a. ☒ Priority of Application No(s). P10-258806 filed in JAPAN on 09/11/98 and P10-258807 filed in JAPAN on 09/11/98 is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on September 9, 1999.
- 10b. ☐ Priority of International Appln. \_\_\_\_\_ filed on under the Patent Cooperation Treaty and Application No. \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ under 35 U.S.C. § 119 are hereby reclaimed.
11. ☒ An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
12. ☒ Address all future communications to:  
  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
P.O. Box 747  
Falls Church, VA 22040-0747  
Telephone: (703) 205-8000  
  
or  
Customer No. 2292
13. ☐ An extension of time for \_\_\_\_\_ ( ) month(s) until has been submitted in parent Application No. 09/392,240 in order to establish co-pendency with the present application.
14. ☐ Also enclosed herewith is the following:  
  
\_\_\_\_\_  
  
\_\_\_\_\_

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By



James M. Slattery, #28,380

for

P.O. Box 747

Falls Church, VA 22040-0747

(703) 205-8000

#43,368

JMS/RFG/abs  
0369-0208P

Attachments

(Rev. 11/15/01)